App F IX-4

Previous References
CM 39-54-1,2

1954-55
(C M)

File No 43-54 --- 66
Serial Nos 29, 30, 65/67
75

Later References
CM 39 54 82

MYSORE GOVERNMENT SECRETARIAT

Serial Nos Five + One
P:19
E

Part B for November 1954

SUBJECT

Exemption from Payment of Octroi duty on hand loom goods - Appeal from Hand-loom Cloth Merchants Association

WD 06701—GPB—25 000—11 8 54

To,

The President,
Hand-loom Cloth Merchants Association
Bangalore city
L 9758/dated 11 11 54

States that ~~done~~ there are no grounds for reconsideration of the orders already passed

Jn Ramachandra
18/12/54

M G S APP F III[C-1]

MYSORE GOVERNMENT SECRETARIAT

(CH)

(1)

NOTES

C M 43-54-29
File No

FILE HEADING,

FROM The President, Hand loom cloth Merchants Association Chickpet Bangalore

No 494/54-5 Dated 20-5-54 Received 18-6-54

Diary No 1964 | Enclos | Spare copies | Serial No –

BRIEF ABSTRACT OF LETTER

Requests that the order No: L 1485/CH 39-54-2 dated 7-5-54 levying octroi duty on hand loom goods may be reconsidered & exemption granted

– NOTES AND ORDERS

1) Submitted

On the hand loom goods imported from out side, octroi duty has been levied. The request of the Association to exempt from payment of octroi duty, has been rejected in the order No L 1485/CH 39-54-2 dt 7-5-54. The Association has again requested to reconsider the above order, so as not to levy octroi duty by the Corporation. A.c. is for orders

24/6/54 Sdn 7/7

2) Submitted Comm for report

Sd/-

NOTES—First Sheet

WD– 03552 GPL—10 000— 0-7-53

Exemption from sales duty on hand loom goods

File No. 1964 J 3230 J 3501 of (2) 195 | Mysore Government Secretariat

3) Draft letter is for approval
12/7 13 Sd 14/7

4) Issue
21/

The Commr CC & C B
L 4978/R M 43-54-30 dt 29-7-54
Calls for a report

L.D. 31/7

From
The Hon Secy,
Handloom cloth merchants Assn
Chickpet Bangalore 2
No. 497/54-55 dt 20-7-54 & 19-7-54
Requests sympathetic reconsideration
for the matter.

5) The report of the Assn is submitted for perusal. If approved the report called for at para 4 from the Commr CC & B will be awaited

6) yes
12/8

Secy/s Sd
7/8

To the Commissioner CC&B
Letter no B3 PR 1/54-55 dt 7-8-54
Forwards the report

7) The Commissioner CC & B shall be at liberty to add and he sticks to the views already

1964 3230 3501/mc 3907 3988/mc

Exemption from Payment of octroi duty on hand loom goods (3) Petition from Hand Loom cloth merchants Association

furnished particulars on the appeal preferred by the Same Association (Flag E page 4 of the Collection) the Procedure after Association has also been endorsed on 7-5-54 to the effect that exemption from payment of octroi duty on hand loom goods cannot be granted in view of the Substantial encouragement given by the Centre and State Governments for ours mutual reference to Pune & Sholapur

GOVT. OF BOMBAY 30 APR 1954 LSG DEPARTMENT

GOVT. OF BOMBAY 20 SEP 1954 LSG DEPARTMENT

16/8/54 20/8

8) The records will be called

Secy Dept 25/8

9) A reply has been received a couple of days back from the Govt on the subject A suitable reply would have to be sent to them

GL 2/9 24/9

10) Draft is sent up for appl

GL 13/9 16/9

11) 19/9

Secy Dept 17

Very poor draft

GL 27/9 24/9

(4) [illegible]

Exemption from Payment of octroi duty on hand loom goods – appeal from Hubli Loom Cloth Merchants Association

13) Revised draft is put up

14) In view of the observation made by the Secy L.S.G. in para 12 supra, another draft is put up by myself for kind approval

15) I'll pump another typed draft as corrected

16) Typed draft is put up for apl

17) for perusal before issue

Minister

18)

Addl on 28/10/54

19/11/54

Home Laundry, G.O. & Planning & Commerce & Industry

L. 9314/CR 45 54-67 & 30.10.54

Intimate that octroi on imported Hand loom goods cannot be remitted

(5) 3988/mc.

Cancellation of octroi duty on Hand Loom goods

20) For orders Shelat on endorsement may be issued to the President Hand Loom cloth merchants Association Bangalore on those petition the refund was ordered to be obtained. A draft endorsement is also submitted

12/11/54 S.O. 3/11

21) Issue 7/11

To

The Pdt Hand-loom Cloth merchants' Assn

R 9758/c on 13-5-54-75 B adv

11-11-54

State that there are no reconsideration grounds for reconsideration of the orders already passed

B 12/11/54 9

15

OFFICE OF THE MINISTER FOR PUBLIC HEALTH & LOCAL SELF GOVERNMENT
10 JUN 1954
No 527

(1)

496

No 494/54-55/20-5-54

Bangalore City, 20th May 1954:

14 JUN 1954
SECRETARIAT GOVT DEPARTMENT

From

The President,
Handloom Cloth Merchants Association,
Chicknet, B A N G A L O R E CITY
* * * * * * * * * ****

TO

@ M 43-54-29

THE HONOURABLE MINISTER
for Local Self Government Department,
Government of Mysore, Public Offices,
B A N G A L O R E
* * * * * * * * * *

Sir,

Adverting to your letter No L /485/EM 39-54-2 dated the 7th May 1954, addressed to me from the Assistant Secretary to the Government of Mysore, Local Self Government and Planning Department, re exemption from the levy of octroi duty by the State Municipalities and Corporation, on imported Handloom goods stating that "the Municipalities cannot be asked to forego their share of octroi revenue" under the circumstances mentioned therein, I have the honour to submit that out of the substantial encouragement and protection granted by the Centre and the States cancellation of the levy of octroi duty by the State Municipalities also forms a part and parcel of such concessions allowed to handlooms Further I may state for the information of our Gracious Government to re consider the matter on just and impartial grounds referred to here under -

1 It is true that the handloom industry has been given all kinds of encouragement both by the Centre and the State Governments.

2 It is also true that octroi is not levied on Mysore Handloom goods wherever it is exported within the State of Mysore

3 Similar concession has been extended to the Mysore Handloom goods by the neighbouring States and Provinces of the Indian Union, as a matter of encouragement

4 While the Mysore H I goods is privileged to enjoy the concession from the levy of octroi by the Municipalities and Corporations that lie within the neighbouring Provinces of the State, to deny a similar concession

M G S App F G 3

MYSORE GOVERNMENT
SECRETARIAT

(*Continuation sheet draft form*)

(3)

L 4978/Ex

29-7-54/Ex-43-54-30

To

The Commissioner Civil Supplies & the Mayor

Sir,

Sub: Petition dated No L494/-04-55 dated 20-5-54 from the President, Handloom Cloth merchants Association Chickpet - Bangalore requesting to reconsider the order/No. of Govt communicated to him in This office letter No. L.1485/Ex 59-54-2 dated 7-5-54 - regarding grant of exemption from the levy of octroi duty

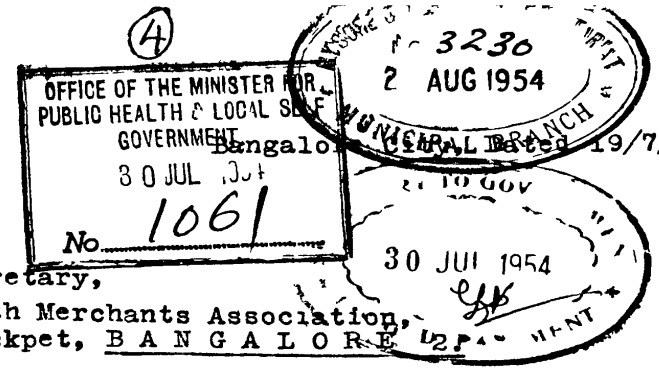
I am directed to forward herewith the above petition (in original to be returned) for a Report early.

Yours faithfully,
Sd/-
Under Secretary

WD 03546—GPB—10 000 —14 8 53

Sd/- 23/7/54

(4)



No 497/54-55/20-7-54 Bangalore, Dated 19/7/54.

From

The Honorary Secretary,
Handloom Cloth Merchants Association,
Chickpet, BANGALORE.

To

THE HONOURABLE MINISTER
for Local Self Government Department
in Mysore, Public Offices, BANGALORE

S I R,

LSG Secy

Sub Cancellation of Octroi on Handloom products imported into the State

Adverting to our letter No 494/54-55/20-5-54 dated the 20th May 1954, regarding the cancellation of Octroi duty on imported handloom goods into the State from the neighbouring States of the Dominion of India for a reconsideration of the matter by our Gracious Government on the light of the facts mentioned in our above reference, I have the honour to further request that the matter may kindly be gone into in the special circumstances adverted to therein The matter requires sympathetic reconsideration at your generous hands in view of the just and equitable representation made by our Association for a revised decision so as to enable the Handloom Industry to thrive throughout the length and breadth of the country

Soliciting your favourable orders in the matter and thanking you,

I have the honour to be,
Sir,
Yours Most Obediently,

Honorary Secretary

(5)

CORPORATION OF THE CITY OF BANGALORE.

No A3/P R I/54-55

Enc one application

MYSORE GOVERNMENT SECRETARIAT — No 3501 — 11 AUG 1954 — MUNICIPAL BRANCH

CORPORATION OFFICES,
BANGALORE

Dated 7th August 1954.

FROM

THE COMMISSIONER,
CORPORATION OF THE CITY OF BANGALORE,
BANGALORE

To

The Secretary to the Government of Mysore,
Local Self Government and Planning Departments,
B A N G A L O R E

SIR

C.M 43-54-65

Sir ms 107

Subject - Request by the President, Handloom Cloth Merchants Association for exemption of imported Hand-loom goods from the levy of Octroi

Reference - Correspondence ending with your letter No L 4978/CT-43-54-30 dated 29-7-1954

With reference to the correspondence quoted above I write to state that I have nothing more to add than what I have stated in my previous letter of even number dated the 15th April 1954

Mag E

The petition No 494/54-55 dated 20th May 1954 ~~dated the 20th May 1954~~ from the President Hand-loom Cloth Merchants Association, Chickpet Bangalore City is herewith returned as desired

Yours faithfully,

7/8/54

(K HANUMANTHAPPA)
COMMISSIONER

VKR 7/8/-

DRAFT (b)

2 copies

To L 9314/C on 43-54-67
&130 10 54.

The Secretary to Government of India,
Ministry of Commerce & Industry,
NEW DELHI

Sir,

Subject Handloom Industry - Levy of Octroi Duty - Removal thereof

- - -

With reference to your letter No 48 (33)CJ(A)/52 dated the 23rd August 1954 on the above subject, I am directed to state that there was a representation from the President of the Hand-Loom Cloth Merchants' Association, Bangalore, requesting that the Hand-loom goods imported into Corporation limits may be exempted from the levy of Octroi duty ~~Thereupon~~, The Commissioner, Corporation of the City of Bangalore, who was consulted, stated that the goods imported from the neighbouring states into the Corporation limits are charged duty as per schedule and the revenue derived therefrom ~~will~~ is not ~~be~~ less than Rs 7,00,000/- per annum ~~He further stated~~ and that the Corporation is not in a position to lose the aforesaid revenue in view of its various commitments and that it is not possible to grant exemption from payment of octroi on imported handloom goods unless Government come forward to compensate the loss that would otherwise accrue to the Corporation In view of this ~~and of the fact that the Government is not in a position to meet the heavy commitments on account of its financial stingency~~, the President of the Association was informed that his request could not be complied with

Octroi is one of the important sources of Revenue to the Local bodies, and the repeal of the same would mean a lowering of the Civic amenities provided by local bodies

The Government of Mys therefore regret that it is not possible to remove the octroi duty on hand-loom cloth transported into ~~the~~ Mysore State from the State of Madras

Yours faithfully,

for L S G Secretary to Government

Recd on 30/10/54

MR28/C/54knr/draft/14 X

(7)

L 9314/CH 43-54-67

Municipal Branch,
30th October 54

The

L.S.G. & Planning Departments

To

The Secretary to the Government of India,
Ministry of Commerce & Industry,
NEW DELHI

Sir,

Subject - Handloom Industry - Levy of Octroi Duty - Removal thereof

---

With reference to your letter No.48(33)CJ(A)/52 dated the 23rd August 1954 on the above subject, I am directed to state that there was a representation from the President of the Hand-Loom Cloth Merchants' Association, Bangalore, requesting that the hand-loom goods imported into Corporation limits may be exempted from the levy of octroi duty The Commissioner, Corporation of the City of Bangalore, who was consulted, stated that the goods imported from the neighbouring States into the Corporation limits are charged duty as per schedule and the revenue derived therefrom is not less than Rs 7,00,000/- per annum and that the Corporation is not in a position to lose the aforesaid revenue in view of its various commitments and that it is not possible to grant exemption from payment of octroi on imported handloom goods unless Government come forward to compensate the loss that would otherwise accrue to the Corporation. In view of this, the President of the Association was informed that his request could not be complied with

2 Octroi is one of the important sources of revenue to the Local Bodies, and the repeal of the same would mean a lowering of the civic amenities provided by Local Bodies The Government of Mysore, therefore, regret that it is not possible to remove the octroi duty on hand-loom cloth transported into Mysore State from the State of Madras.

Yours faithfully,

(V Hanumanthappa)
for Secretary to Government,
L S G & Planning Departments

LNS 28/10

L 9758
11-11-54

2 gp ⑧

@ rn 43-54-75

Endorsement

The President,
Hand Loom Cloth merchants
Broderaken, ~~Dis~~ Calicut
Bangalore

Sir,

Sub: Reconsideration of
order no L1483/CN 39-54-2
dated 2-5-54, so as to ~~Cancel~~
Cancel the levy of octroi duty
on ~~Hand loom~~ imported
Hand loom goods

May 9

With reference to
your petition ~~dated~~ no. 494/55
dated 20-5-54 on the above
subject, ~~the petitioners is hereby~~
I am directed to state
that there are no grounds
to reconsider the order
already passed

Yours

Asst Secretary

KS
9/11/54

Mysore Government Secretariat

Excempting the levy of octroi on the Handloom cloth transported from the State of Madras

File No 1 of 195

[App F III 2] 3907/M1

Serial No	
	From
	The Under Secy to Govt of India,
	Ministry of Commerce & Industry,
	Letter No 48(33)CTC(A)/52 dt 23/8/54
	Requests to consider the question of removing the octroi duty etc, on handloom cloth transported from the State of Madras
	It is better to obtain the views of the Commerce Branch in this behalf in the first instance and then the question of excempting from the levy of octroi or otherwise may be considered in consultation with the concerned Local Bodies
	~~KAS~~ 3078 4/9 See Hrs to work up the file Thumb
	Samuel Nad Merchants Association which did not get relief here has approached GOI
	5/9

Note—Contn Sheet

L 9758/CH 43-54-75 (9)

11 November 1954

The President,
Hand-Loom Cloth Merchants' Association,
Chickpet, Bangalore City

Subject - Reconsideration of the Order No L 1485/CH 39-54-2 dated 7-5-54 so as to cancel the levy of octroi duty on imported hand-loom goods

---

With reference to your petition No 494/54-55 dated 20-5-1954 on the above subject, I am directed to state that there are no grounds to reconsider the order already passed

Yours faithfully,

(V Hanumanthappa)
Asst Secretary to Government,
L S G & Planning Departments

LH: 2 9/11

Mysore Government Secretariat

Excempting the levy of octroi on the Handloom cloth transported from the State of Madras

File No [illegible] of 195

[App F III 2] (1) 3907/M1

Serial No	
	From
	The under Secy to Govt of India, Ministry of Commerce & Industry, Letter No 48(33)CTC(A)/52 dt 23/8/54.
	Requests to consider the question of renewing the octroi duty ex, on handloom cloth transported from the State of Madras
	It is better to obtain the views of the Commerce Branch in this behalf in the first instance and then the question of excempting from the levy of octroi or otherwise may be considered in consultation with the Concerned Local Bodies
	Sri Urs to work up the file. Ahmed Sait Hajee Mahomed Hanifa Merchants Association which did not get relief here has approached G O I.
	5/9

Notes—Contn Sheet

Exempting the levy of octroi on the Handloom Cloth transported from the State of Madras

File No of 195 3907/m1

Mysore Government Secretariat

Serial No

WD 04861—GPB—60 0,0—22-1 51

GOVT OF MYSORE
14 AUG 1954
FINANCIAL SECRETARY

MYSORE GOVERNMENT SECRETARIAT
No. 3907
28 AUG 1954
MUNICIPAL DEPARTMENT

4188/B
27 AUG 1954

No. 48(33)-CT(A)/52.
Government of India
Ministry of Commerce and Industry

27-8-54

New Delhi, the 23rd August, 1954.

From

Shri S.A. Teckchandani,
Under Secretary to the Government of India.

C M 43-54-66

To

The Secretary to the Government of Mysore,
Department of Finance,
Bangalore.

Subject - Handloom Industry - levy of Octroi duty - removal thereof.

Sir,

You are no doubt aware that the Government of Madras have abolished the levy of sales-tax on handloom cloth in that State. It has been pointed out that the benefit of such abolition of sales-tax in the State of Madras will not be fully derived by the handloom trade, unless the levy of octroi duty etc., on such cloth imported into the State of Mysore is also removed by your Government. I am, therefore, to request you to consider the question of removing the octroi duty etc , on handloom cloth transported to your State from the State of Madras.

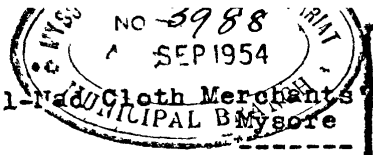
Yours faithfully,

(S.A. Teckchandani)
Under Secretary to the Government of India.

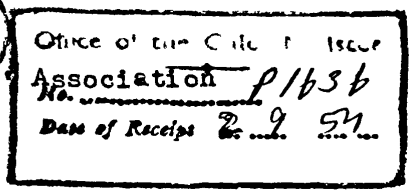
(Gupta)
20 8 54

61/v

3501/mc

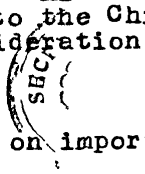


Tamil-Nadu Cloth Merchants' Association Mysore



(2)

The Memorandum submitted by the members of the Tamil Nad Cloth Merchants' Association, Mysore and Bangalore, to the Chief Minister, Government of Mysore, Bangalore, for kind consideration and favourable orders, is as follows



Sir,

Re Exemption from payment of octroi duty on imported hand-loom goods.

--

1 -It is well within your ~~kkaw~~ knowledge that the hand-loom goods are suffering from severe competition from the Mill-made goods and power-loom goods, and it is to meet the severe crisis in the hand-loom industry that the Central Government have conceived of several measures of subsidising and have also granted more than ten lakhs of rupees to the State of Mysore for the encouragement of hand-loom industry This Grant from the Centre is learnt to be a recurring one and it is anticipated that for the next year the Grant would be even more

27 8 54

2 In response to our application on the question of levying of octroi, we received a communication from the Assistant Secretary to the Government of Mysore, Local Self-Government and Planning Departments, Bangalore, bearing No. L.2679/CM 39-54-1 dated 12-6-54 wherein we are informed that the levy of octroi by the City Municipalities as regards the imported hand-loom goods cannot be withdrawn We wish to submit that the reasons disclosed in the said communication are far from convincing It is stated that the sale of hand-loom fabrics manufactured in the State is not encouraging due to the severe competition already existing by Mills and Power-Loom Factories and that the hand-loom goods imported from outside the State particularly from Madras State and as such there is no export market for the hand-loom goods manufactured in this State It is on the basis of these grounds that the levy of octroi for imported hand-loom goods is sought to be justified, while it is respectfully submitted that they are least tenabl

(3)

3 As regards the competition from the mill goods and the power-loom goods, there could be no difference between the State hand-loom goods and the imported hand-loom goods Both of them suffer from the competition in an equal measure.

4. If there is no export market for hand-loom goods manufactured within the State of Mysore, it could only be for the obvious reaon that the quality of the goods may not be very encouraging for export, for which the local manufacturers are to blame, and that should not be a cause for laying a premium on the imported goods. Moreover, in view of the circumstances that the Central Government has granted considerable sums for purposes of encouraging the hand-loom industry, making no distinction between the hand-loom goods manufactured within the State and those imported from outside, it is but just and necessary that the invidious distinction that is being made in the State between the two types of goods should forthwith be withdrawn, as, such a distinction for the purpose of levy of octroi would be opposed to natural justice and would be offending against the fundamental rights guaranteed in the Constitution as regards equal protection of laws

5 It would be a great boon to the middle classes and the poor to go in for cheap hand-loom goods, instead of mill-made cloth, etc , and the present state of the poor struggling people would be alleviated to a great extent.

6 It would also be significant to note that, when these imported goods are taken from the local limits of one Municipality to the other, if further levy of octroi is made, it would result in a Multipoint levy and ultimately the burden of taxation would be very heavy and

unbearable and the dealers in the imported hand-loom goods would be too hard-hit.

7 We would therefore request you to kindly reconsider your decision in the matter, particularly in the light of the foregoing submissions, and see your way for the removable of this inequality of treatment between the two categories of hand-loom goods in the matter of levy of octroi

8 The Tamil-Nad Cloth merchants, who are the chief dealers in the imported hand-loom goods in Mysore State, although originally residents of Tamil-Nad, have settled down in this State from a number of years and they look upon this State as their own It is just and necessary that they should be given due encouragement and protection in the business that they are carrying on since a long time in this State

9 Our members in Mysore State have also to pay whole-sale Turnover license Fee(Sales Tax) in addition This again is hardship in these days of competition Any tax levied adds to the cost of the cloth The cheapness of the hand-loom cloth, which would be one of the chief considerations in the market, is lost and it will almost be in par with Mill-made cloth This tax is not levied in Madras (vide Notification on the subject published in the Fort St George Gazette of April 7, 1954, Part I, page 44)

> "In exercise of the powers conferred by Section 6(1) of the Madras General Sales Tax Act 1939(Madras Act IX of 1939) and in supersession of all previous notifications on the subject, the Governor of Madras hereby EXEMPTS with effect from the 1st April 1954, ALL SALES OF HANDLOOM CLOTH, eggs, meat and fish (other than canned, preserved, dried or dehydrated fish and meat) .-- -.. xx-- ,,-- from the tax payable under the said Act"

Therefore, we request you to kindly consider this and exempt us from paying the whole-sale-turnover license fee

(5)

in our State also, and thus keep us in par with other competitors from outside the State

10 Lastly, we submit that owing to the prevailing travelling difficulties, a thorough service between Mysore and Coimbatore or at least up to the State boundary is very essential for through traffic and will greatly help most of our members In this matter we have made representation on several occasions, and this request of ours may be favourable considered early To mention a few hardships we suffer from

(i) Many a time people going to Coimbatore from Mysore will not get accommodation in the buses that start from Chamarajanagar. Many a time, we may have to halt at Chamarajanagar without bus convenience. Also goods traffic suffers greatly, as the goods may have to be shifted from one vehicle to another All these add to the cost of the cloth

11 Therefore, we earnestly appeal to you to consider these hardships and save us from being pushed out of market If we suffer, the producer and consequently the weaver, not to say the poor purchaser, will be hard hit and we also are likely to become one more problem to the State to solve, in addition to many urgent and pressing demands on your precious time and State's resources.- By favourably considering our problem at this stage, the Government would be firmly fixing us in the competition market We are aware of your sympathy towards hand-loom and co-products and cottage industries The posterity will remember you for your foresight and Statesmanship for having solved a grave problem in its inception Therefore we have every hope you will get us relief and thus help us.

We remain,
Sir,
Yours most faithfully,

Mysore,
20-8-54

(SD) P NANJAPPAN
For the Tamil -Nad Cloth Merchants' Association,
Mysore.

Regarding Language Question in maintaining Accounts:--

Under the "Mysore Sales Tax Act" to maintain Accounts, etc , in English or in Kannada. In this connection, we like to say that our Members and also all the Merchants who are dealing in Handloom goods, etc., are maintaining the Accounts in Tamil The Officers pressed with us to maintain the Accounts in English or in Kannada, without which the Accounts are not acceptable We are greatly affected about this Language Question in maintaining the Accounts.

Sir, we beg to state to consider our difficulties in all going through this and the order may kindly be passed for maintaining the Accounts in Tamil.

N-5
C-9
N-1
C-6

(5)

in our State also, and thus keep us in par with other competitors from outside the State

10 Lastly, we submit that owing to the prevailing travelling difficulties, a thorough service between Mysore and Coimbatore or at least up to the State boundary is very essential for through traffic and will greatly help most of our members In this matter we have made representation on several occasions,and this request of ours may be favourable considered early To mention a few hardships we suffer from

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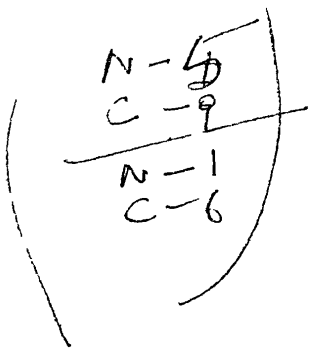
11 Therefore, we earnestly appeal to you to consider these hardships and save us from being pushed out of market If we suffer, the producer and consequently the weaver, not to say the poor purchaser, will be hard hit and we also are likely to become one more problem to the State to solve, in addition to many urgent and pressing demands on your precious time and State's resources.- By favourably considering our problem at this stage, the Government would be firmly fixing us in the competition market We are aware of your sympathy towards hand-loom and co-products and cottage industries The posterity will remember you for your foresight and Statesmanship for having solved a grave problem in its inception Therefore we have every hope you will get us relief and thus help us.

We remain,
Sir,
Yours most faithfully,

Mysore,
20-8-54

(SD) P NANJAPPAN Presid
For the Tamil -Nad Cloth Merchants'Association,
M y s o r e.


N - 5
C - 9
N = 1
C = 6